

CENTRAL ADMINISTRATIVE TRIBUNAL  
BANGALORE BENCH  
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Commercial Complex(BDA).  
Indiranagar  
Bangalore - 560 038

Dated : 3 MAR 1989

APPLICATION NO (s) 54 & 55 /89(F)

W.P. NO (s) \_\_\_\_\_

Applicant (s)

Shri B. Subbaraya & anr

To

Respondent (s)

V/s The Accountant General (A&E), Karnataka, Bangalore  
& 2 Ors

1. Shri B. Subbaraya  
G.I.P.A. Quarters  
Bull Temple Road  
N.R. Colony  
Bangalore - 560 019
2. Shri S.N. Srinivasan  
88, A.G.'s Office Colony  
H.A. Farm (Post)  
Anandnagar  
Bangalore - 560 024
3. Dr M.S. Nagaraja  
Advocate  
35 (Above Hotel Swagath)  
1st Main, Gandhinagar  
Bangalore - 560 009
4. The Accountant General  
(Accounts & Entitlements)  
Karnataka  
Bangalore - 560 001

5. The Comptroller & Auditor General of India  
No. 10, Bahadur Shah Zafar Marg  
New Delhi - 110 002
6. The Secretary  
Ministry of Finance  
Department of Expenditure  
New Delhi - 110 001
7. Shri M. Vasudeva Rao  
Central Govt. Stng Counsel  
High Court Building  
Bangalore - 560 001

Subject : SENDING COPIES OF ORDER PASSED BY THE BENCH

Please find enclosed herewith a copy of ORDER ~~STAY~~ ~~INTERIM ORDER~~  
passed by this Tribunal in the above said application(s) on 1-3-89.

Signed  
K. N. S. for  
3-3-89

dc  
DEPUTY REGISTRAR  
(JUDICIAL)

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BEFORE THE CENTRAL ADMINISTRATIVE TRIBUNAL  
BANGALORE BENCH: BANGALORE

DATED THIS THE FIRST DAY OF MARCH, 1989

Present: Hon'ble Shri Justice K.S. Puttaswamy.. Vice  
Chairman  
Hon'ble Shri L.H.A. Rego .. Member(A)

APPLICATION NOS. 54 & 55/1989

1. Shri B. Subba Raya  
Aged 59 years  
S/o. Shri B.K. Srinivasaiah  
G.I.P.A. Quarters  
Bull Temple Road  
N.R. Colony  
Bangalore - 560 019.
2. Shri S.N. Srinivasan  
Aged 59 years  
S/o. Sri S.R. Narasimha Iyengar  
88, A.G.'s Office Colony  
H.A. Farm (Post)  
Anandnagar  
Bangalore - 560 024.

.. Applicants

(Dr. M.S. Nagaraja, Advocate)

Vs.

1. The Accountant General  
(Accounts & Entitlement)  
Karnataka, Bangalore - 560 001.
2. The Comptroller & Auditor  
General of India  
No.10, Bahadur Shah Jaffar Marg  
New Delhi - 110 002.
3. The Secretary  
Government of India  
Ministry of Finance  
(Department of Expenditure)  
New Delhi - 110 001.

.. Respondents

(Shri M. Vasueeva Rao, A.C.G.S.C.)



These applications came up for  
hearing before this Tribunal today. Hon'ble Vice  
Chairman made the following:

O R D E R

These are applications made by the  
applicants under Section 19 of the Administrative  
Tribunals Act, 1985 (Act).

2. The facts of these cases and the questions of law that arise for determination in these cases are in all fours to M. NANJUNDA SWAMY AND OTHERS V. ACCOUNTANT GENERAL AND OTHERS 1987(3) SLJ (CAT) 531. Even the fact that the respondents have filed special leave petitions against the orders made in Nanjunda Swamy and other cases, does not justify us to decline to follow the principles in Nanjundaswamy's case.

3. For the very reasons stated in Nanjunda Swamy's case, we make the following orders and directions:

(i) We declare that the applicants are entitled to the revised pay scales extended by the Government of India in its Order No.F.5(32)-E.III/86-pt.II dated 12.6.1987, from 1.1.1986.

(ii) We direct the respondents to fix the pay scales of the applicants in the revised pay scales in terms of the order made by Government of India on 12.6.1987, from 1.1.1986 and extend all such consequential monetary benefits flowing from the same from that date.

4. The applications are disposed of in the above terms. But in the circumstances of the case, we direct the parties to bear their own costs.

Sd/-

Sd/-

VICE CHAIRMAN 1-3-1989

MEMBER (A) 1-3-1989

TRUE COPY

mr.



*R. V. Venkatesh Reddy*  
DEPUTY REGISTRAR (JDL)  
CENTRAL ADMINISTRATIVE TRIBUNAL  
BANGALORE